


DONNIE G. RUBELL,  
  
Plaintiff,  
  
v.  
  
GENERAL DYNAMICS CORP,  
PACIFIC EMPLOYERS INSURANCE/  
CIGNA INSURANCE OF TEXAS, AND  
TEXAS DEPARTMENT OF INSURANCE  
DIVISION OF WORKERS  
COMPENSATION,  
  
Defendant.

After reviewing all relevant matters of record in this case, including the Findings, Conclusions, and Recommendation of the United States Magistrate Judge (ECF No. 12) and Plaintiff's Motion for New Trial (ECF No. 14), in accordance with 28 U.S.C. § 636(b)(1), the undersigned District Judge is of the opinion that the Findings and Conclusions of the Magistrate Judge are correct and they are accepted as the Findings and Conclusions of the Court.

It is therefore **ORDERED** that the Findings, Conclusions, and Recommendation of the United States Magistrate Judge are accepted. Accordingly, Defendant General Dynamics Corporation Motion to Dismiss (ECF No. 10) and Defendant Pacific Employers Insurance/CIGNA

Insurance of Texas' Motion to Dismiss (ECF No. 11) are **GRANTED**. Accordingly, Plaintiff's suit is dismissed without prejudice for the reasons stated in the Magistrate Judge's Findings, Conclusions, and Recommendation.

**SO ORDERED** on this **8th** day of **February, 2011**.

  
Reed O'Connor  
UNITED STATES DISTRICT JUDGE